

EXHIBIT A

to
RESPONSE TO AUGUST 27, 2009 NOTICE UNDER 37 C.F.R. 1.251
(Serial No. 09/899,776)



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

NOTICE UNDER 37 CFR 1.251 - Pending Application

☒ The file of the above-identified application cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☒ The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

The document highlighted in yellow on the Palm Protect
Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

Alternatively, applicant may reply to this notice by producing applicant's record (if any) of all of the correspondence between the Office and the applicant for the above-identified application for the Office to copy (except for U.S. patent documents), and provide a statement that the papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), whether applicant is aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records. Such records must be brought to the Customer Service Center in the Office of Initial Patent Examination (Crystal Plaza 2, 2011 South Clark Place, Arlington, VA 22202).

If applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application (or any copy of the paper(s) listed above), applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Failure to reply to this notice in a timely manner will result in abandonment of the above-identified application. The three-month period for reply to this notice may be extended (up to a maximum of six months) under the provisions of 37 CFR 1.136(a). However, failure to reply within this three-month period will result in a reduction of any patent term adjustment. See 37 CFR 1.704(b).

☒ A printout from PALM of the contents of the file of the above-identified application is included with this notice.

Direct the reply to this notice to:

Mail Stop RECONSTRUCTION
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Direct questions concerning this notice to:

Margaret W. Stearns
(703) 756 - 1159

Content Information for 09/899776

Search Another: Application #

or Patent#

PCT / /

or PG PUBS #

Attorney Docket #

Bar Code #

Appln Info	Contents	Petition Info	Atty/Agent Info	Continuity/Reexam	Foreign Data
Date	Status	Code	Description		
08/27/2009		M2510	MAIL RECONSTRUCTION NOTICE - PENDING APPLIC		
08/27/2009		2510	RECONSTRUCTION NOTICE UNDER 37 CFR 1.251 - PE		
08/27/2009		LFRECON	RECONSTRUCTION OF FILE - BEGIN		
08/18/2009		LFLOST	FILE MARKED LOST		
12/08/2008		C.ADB	CORRESPONDENCE ADDRESS CHANGE		
12/08/2008		C.ADB	CORRESPONDENCE ADDRESS CHANGE		
05/10/2007		WIDS	INFORMATION DISCLOSURE STATEMENT (IDS) FILE		
04/27/2007		C.AD	CORRESPONDENCE ADDRESS CHANGE		
04/27/2007		PA..	CHANGE IN POWER OF ATTORNEY (MAY INCLUDE		
10/25/2001	160	ABNX	ABANDONMENT -- DURING PREEXAM PROCESSING		
08/23/2001		C.AD	CORRESPONDENCE ADDRESS CHANGE		
07/28/2001		SCAN	IFW SCAN & PACR AUTO SECURITY REVIEW		
07/05/2001	19	IEXX	INITIAL EXAM TEAM NN		

Appln Info	Contents	Petition Info	Atty/Agent Info	Continuity/Reexam	Foreign Data
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APPLICATION NO	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO	CONFIRMATION NO
09/899,776	07/05/2001	Michael Tucci	6845/59951-Z	2359
23432 7590 08/27/2009 COOPER & DUNHAM, LLP 30 Rockefeller Plaza 20th Floor NEW YORK, NY 10112			EXAMINER	
			ART UNIT	PAPER NUMBER
			2833	
			MAIL DATE	DELIVERY MODE
			08/27/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.